IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.670 OF 1998

The South Indian Bank Ltd. ...Plaintiff
Versus
Ram Gopal Jajodia & Anr. ...Defendants

Ms Sonal Shinde i/by Consulta Juris for the Plaintiff.

CORAM : ABHAY S.OKA, J.
DATED : JULY 23, 2007.

P.C.:

1. My attention has been invited to order dated 04th July, 2007. I have noted in the said order that the original Plaint has been substantially destroyed by white ants. It is expected that in view of the said order the said fact must have been brought to the notice of the Administrative Judges of this Court. The learned counsel for the Plaintiffs has tendered on record a true copy of the plaint for perusal of the Court. The said true copy is taken on record. Office is directed to reconstruct the plaint accordingly. Though I am desposing of the suit, the same will appear for directions on 10th August, 2007 for consideration of the office report. To be listed under the caption of "directions on office report".

2. There is no written statement filed by the defendants. Considering the averments made in the plaint and the documents annexed to the plaint, this is

a fit case for passing a decree by invoking sub-rule (2) of Rule 5 of Order VIII of the Code of Civil Procedure, 1908. Hence, the suit is decreed in terms of prayer clauses (a) and (b). Certified copy is expedited.

JUDGE